

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. W.P. No.1099 of 2006

DATE OF DECISION:28.11.2006

Major Singh Purewal

.....Petitioner

Versus

State of Punjab & Anr.

.....Respondents

CORAM:- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present:- Shri D.K. Bhatti, Advocate
for the petitioner.

The petitioner has filed this petition under Article 226 of the Constitution of India praying for issuance of a writ in the nature of habeas corpus directing respondent No.2-Shital Kaur w/o Mohan Singh to produce the daughter of the petitioner, namely, Priyanka, who is in her illegal custody.

Respondent No.2 is the mother-in-law of the petitioner. I have been informed by the counsel for the petitioner that the petitioner has already filed a custody petition against his wife and the same is pending in the Guardian Court, Jalandhar.

In view of the pendency of the said petition, I do not find any ground to entertain this petition.

Dismissed.

However, in case the petitioner seek custody of the child from his mother-in-law, he can also implead her in the said petition.

November 28, 2006
pooja

(SATISH KUMAR MITTAL)
JUDGE

